App. F. IX-4

1949-50
(CB)

File No. 330-Sec

Previous References.

Serial Nos. 2

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

Part B for ~~Jan~~ Aug 1950

SUBJECT

M. L. A. Budget Session - March 1950.
Question No 9. Re- Leave of the Office of
the Hon'ble R. Pullaiah, Judge, High Court.

Dn 28/9/50

4001
CB

900/LA

MYSORE LEGISLATIVE ASSEMBLY

Budget Session 1950

.....

Mushir-ul-Mulk
J Mohamed Imam, ~~B.A., B.L.~~(Chitaldrug cum Tumkur - Muslim)

* Q.No.9

Will the Government be pleased to state:

a) if they sent any recommendation to the President of the Indian Republic fixing the tenure of the office of Justice Putta Raj Urs till 1st February 1950; No

b) did the President call for any report regarding the work of ~~Sri~~ Justice Putta Raj Urs; No.

c) is it not a fact that the President of the Indian Republic has terminated the services of Justice Puttaraj Urs by ~~and~~ an order dated 26th January 1950; Yes

d) what action do the Government propose to take as a result of this order? As in Qn. No. 6.

GS

UCP
16/8

Submitted

1) It is for consideration whether a recommendation may be made to the Speaker to disallow this question under sub-rule (1) of Rule 13 of the Mysore Legislature Rules

2) Under the new Constitution, questions relating to Judges of the High Court are

M. L. A — Budget Session - 1950.

400 1
CB

not primarily the Concern of the Govt. but that of the President.

3) The disallowance may perhaps be recommended

KMR
7.3.50

Chief Secy)

6.3.50.

CHIEF SECRETARY
8806
7 MAR 1950
GOVT. OF MYSORE

Chief Minr) 4) 7-3-50

KMR
7.3.50

5) Yes. may be recommended. But is there provision for such procedure

RCO
8/3/50.

Office of the Chief Minister
No. 7192
Date of Receipt 7.3.50

There is provision explained

7129.
8/3

Submitted

6) Draft letter put up for approval.

7) Letter No. 2473-82/L.A. Dy 6.3.50 from the Secy. Mysore Legislature suggesting that if they so desire Govt. may recommend the disallowance of any Question or resolution or parts thereof inviting the Speaker's attention to the relevant rules and also the reasons for recommending such disallowances

M. L. A. Budget Session - Q. No. 9.

General and Revenue Secretariat | File No. 4001/CB of 195 J4376 | [App. F. III—2

Serial No.

has been submitted to the Chief Minister separately vide D. No. 3997/CB on 10.3.50.

8) Refce. para 5.

10.3.50. Draft letter may be approved.

Chief Secy) HonR 10/3/50

CHIEF SECRETARY 6991 10 MAR 1950 GOVT OF MYSORE

9) Done

10/3 HonR 10/3/50

No 11998/CB dt 11-3-1950

to the Secretary Myore Legislature

SW

Letter No 2931/LA dt 17-3-50 from the Secretary Myore Legislature stating that the Speaker does not feel justified in disallowing the question

10) Remarks & submitted

Is reply ready. Asstt. K.S. 17/3

Draft replies to be given to items (a) and (b) are for orders. C. B. has no information on them.

Y

11) Draft replies for items (c) and (d) are placed below for Consideration

CKD 20/3/50 Chief Secy) HonR 20/3/50

Is permission of the letter from Secy LA there is no objection

20.3.50.

NOTE—Contn. Sheet.

WD 4509—GBPM—1,000—28-10-40.

M.L.A. Budget Session – Question No. 9

File No. 4376/CB of 195 | General and Revenue Secretariat

Serial

available in Sec't. records regarding questions (a) & (b) Steps answers are furnished regarding the Rest of the question.

Chief Secy 18/8/50

P.C.O. flown C.M. on 17.8.50

Ch. Min. office No 7717 21.3.50

Submitted with draft of reply for approval – as instructed. Rec'd in CB on 17/8/50.

18/8/50

As regards the proposed reply to clause (a), it may be stated that the Hon'ble Dy. Prime Minister has made a statement on the floor of the Parliament that the Mysore Govt. have strongly supported a recommendation made by the Chief Justice of Mysore for determining the tenure of office of Sri Puttaraj Urs.

This is, however, a question relating to the last Session and the answers will be printed as part of the proceedings and there will be no supplementary questions on them.

Draft replies are for approval.

Chief Secy 19.8.50

CHIEF SECRETARY 4677 19 AUG 1950 GOVT OF MYSORE

18.8.50

For consideration. Draft replies are put up at 'B'

[To be sent to C.M. after resumption from Delhi.]

Chief Secy. 19/8 Replies sent 19/8/50

B

IMMEDIATE

11th March 50

11998/CD

XXXXXXXXXX
XXXXXXXXXXX

The Secretary,
Mysore Legislature,
BANGALORE.

SUBJECT: Mysore Legislative Assembly -
Budget Session - March 1950 -
Starred Question No. 9.

I am directed to state that, under the Constitution of India, questions relating to Judges of the High Courts of Part-B States in which Mysore is included are not primarily the concern of this Government but that of the President of the Republic of India and to request you kindly to bring this aspect of the matter to the notice of the Speaker for considering whether the above question may not be disallowed under Sub Rule (1) of Rule 13 of the Mysore Legislative Rules.

IMMEDIATE.

To 11 9981 CO 11/3/50

The Secretary,
Mysore Legislature,
BANGALORE.

Sir,

SUB: MYSORE LEGISLATIVE ASSEMBLY -
BUDGET SESSION -- MARCH 1950:
Starred Question No.9.

.....

I am directed to state that, under the Constitution of India, questions relating to Judges of the High Court, of ~~Mysore which is included~~ in which Mysore is included Part B States, are not primarily ~~the concerned~~ the but concern of this Government, that of the President of the Republic of India and to request you kindly to ~~place this before the~~ bring this aspect of the matter to the notice of the above Speaker for considering whether the question may not be disallowed under Sub Rule (1) of Rule 13 of the Mysore Legislature Rules.

The decision of the Speaker may kindly be communicated to ~~me~~ Govt. as soon as possible, ~~at a very early date~~.

Yours faithfully,

10/3/50. Chief Secretary to Govt.

10.3.50.

CB

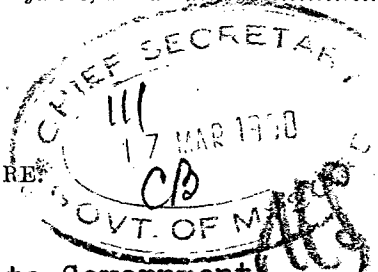
MYSORE LEGISLATURE.

OFFICE OF THE MYSORE LEGISLATURE,
OLD PUBLIC OFFICES,

No. 2931/L.A. Bangalore, dated 17-3-1950.

FROM

THE SECRETARY,
MYSORE LEGISLATURE.



To

The Chief Secretary to Government,
Bangalore.

SIR,

With reference to your letter No. 11998/CM dated 11th March 1950 suggesting the disallowance of starred Question No. 9 tabled by Mushir-ul-Mulk J.Mohamed Imam, I have the honour to state that the question of its disallowance under sub-Rule (1) of Rule 13 has been considered by the Speaker and that even on reconsideration he does not feel justified in disallowing the question.

Yours faithfully,

Secretary,
Mysore Legislature.

Mysore Legislature

Assembly

Budget session

Starred a no

9.

Will the govt be pleased to state

(a) if they sent any recommendation to the President of the Indian Republic fixing the tenure of the office of Justice Puttaraj urs till 1-2-50

(b) did the President call for any report re work of Justice Puttaraj urs.

(c) Is it not a fact that the President of the Indian Republic has terminated the services of Justice Puttaraj urs by an order of 26-1-1950.

(d) what action do the govt propose ---- (Reply 29th May)

The President has by an order of 26-1-1950 determined the tenure of office of Sri R Puttaraj urs as Judge of the High Court of Mysore.

~~Section 4 clause (1) of art 217 of the Constitution of India 1950~~

Action has already been taken ~~A copy of the order of 26-1-50 was sent~~ to communicate the contents of the

to take it as a result of this order —

~~to bring justice in High Court of Mysore~~

President's Order to the High Court, ~~etc~~ and consequential action is also being taken in accordance with rules and procedure.

Chief Secy. to Govt.

20.3.50.

20/3/50.

Draft)

MYSORE LEGISLATIVE ASSEMBLY
Budget Session 1950.

Mushir-ul-Mulk
J.Mohamed Imam, (Chitaldrug cum Tumkur - Muslim)

* Q.No.9.

Will the Government be pleased to state:

a) if they sent any recommendation to the President of the Indian Republic fixing the tenure of the Office of Justice Puttaraj Urs till 1st February 1950;

No

b) did the President call for any report regarding the work of Justice Puttaraj Urs.

No.

c) is it not a fact that the President of the Indian Republic has terminated the services of Justice Puttaraj Urs by an order dated 26th January 1950;

It is ~~so~~ a fact

d) what action do the Government propose to take as a result of this order?

Action has already been taken to communicate the contents of the President's Order to the High Court, and consequential action is also being taken in accordance with rules and procedure.

19.8.50

Chief Secretary to Government.

18.8.50